

06-22-05

IPW

Docket 17607 (BOT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DONOVAN

Serial Number: 10/672,876

Filed: September 23, 2003

For: ANIMAL PRODUCT FREE
MEDIA AND PROCESSES FOR
OBTAINING A BOTULINUM
TOXIN

Examiner:

Art Unit: 1653

Confirmation No.: 4618

Irvine, California

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant's provide with regard to the patent application entitled **ANIMAL PRODUCT FREE MEDIA AND PROCESSES FOR OBTAINING A BOTULINUM TOXIN**, filed herewith one copy of documents of which they are aware, which may be material to the examination of this application, and in respect of which there may be a duty of disclosure under 37 C.F.R. §1.56. A listing of documents submitted is set forth on the attached Information Disclosure Citation (Form PTO-1449).

While these documents may be material pursuant to 37 C.F.R. §1.56, their disclosure is not intended to constitute an admission that the documents are prior art in regard to this invention. The filing of this Statement should not be construed to mean that a search has been conducted or that no other material documents or information exists. These documents were disclosed in an International Search Report in the foreign counterpart of the above-identified



application, and the International Search Report was received less than three (3) months ago. Please do not hesitate to contact the undersigned should any questions arise regarding this Statement. Please do not hesitate to contact the undersigned should any questions arise regarding this Statement.

The Commissioner is hereby authorized to charge any fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers, and to refund any overpayment, to deposit account 01-0885.

Respectfully submitted,

Date: June 17, 2005


Stephen Donovan
Registration Number 33,433

Please direct all inquiries and correspondence to:

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CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that this Information Disclosure Statement and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date June 20, 2005, in an envelope as "Express Mail Post Office to Addressee" Mailing Label number EL 980001316 US addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Adriane Giberson

Name of person mailing paper


Signature of person mailing paper

Date: June 20, 2005



LIST OF ART CITED BY APPLICANT

ATTY. DOCKET: 17607 (BOT)	SERIAL NO.: 10/672,876
APPLICANT: DONOVAN	TITLE: ANIMAL PRODUCT FREE MEDIA AND PROCESSES FOR OBTAINING A BOTULINUM TOXIN
FILING DATE: SEPTEMBER 25, 2003	GROUP: 1653

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB-CLASS	FILING DATE (if applicable)
AA							
AB							
AC							
AD							
AE							
AF							
AG							
AH							
AI							
AJ							
AK							

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION (yes/no)
BA	WO 94/09115	10/06/1993	PCT	C12N	1/20	Y	
BB	WO 98/54296	05/28/1998	PCT	C12N	1/20	Y	
BC	WO 01/05997A2&3	07/14/2000	PCT	C12P	21/00	Y	
BD	WO 01-36655	10/27/2000	PCT	C12P	32/00	Y	
BE	WO 01/58472	02/05/2001	PCT	A61K	38/16	Y	

OTHER ART

(Including Author, Title, Date, Pertinent Pages, etc.)

CA	Heenan, C. N., et al., Lehensm.-Wiss. U.-Technol, 35 (2002), pps. 171-176
CB	Miwa, Norinaga, et al., International Journal of Food Microbiology, 49 (1999), pps. 103-106
CC	Mueller, J. H., et al., J. Bacteriology, 1954 Mar., 67(3), pps. 271-277.
CD	Whitmer, M. E., et al., Applied and Environmental Microbiology, Mar. 1988, 54(3), pps. 753-759
CE	Oxoid – Product CM0149 – product description, pps. 1-2.
CF	
CG	

EXAMINER _____

DATE CONSIDERED _____

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.